

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT

Docket Number
050711-1130

In re Application of: **M.K. Jones**
Application No. **09/558,713**
Filed: **April 26, 2000**

For: **ADVANCE NOTIFICATION SYSTEM AND METHOD UTILIZING USER-DEFINABLE
NOTIFICATION TIME PERIODS**

The owners, Global Research Systems, Inc. and Buscall Properties, LLC, the latter owning a 50 percent interest in the invention and application, limited to a particular Field of the invention in a particular geographic Territory, the former owning all remaining interests in the invention and application, both jointly hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as presently shortened by any terminal disclaimer, of prior Patent No. 5,623,260. The owners hereby agree that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon grantee, its successors or assigns.

In making the above disclaimer, the owners do not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.

6/11/01
Date

Jon E. Holland
Reg. No.: 41,077

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.
☒ PTO suggested wording for terminal disclaimer was
☐ unchanged ☒ changed (if changed, an explanation should be supplied.)

#5 A. 5
Terminal (USPP)
Disclaimer 6/26/01
Discloser
Date
6/25/01



EXPLANATION OF WORDING CHANGE IN TERMINAL DISCLAIMER

The language pertaining to the "owner" and "percent interest" has been changed to reflect joint ownership of the invention and patent application by Global Research Systems, Inc., and Buscall Properties, LLC. Buscall Properties, LLC, owns a 50 percent interest in a particular Field of the invention in a particular geographic Territory, while Global Research Systems, Inc., owns all remaining interests in the invention and application.

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JUN 21 2001

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*Terminal (appd)
Disclaimer 6/26/01*

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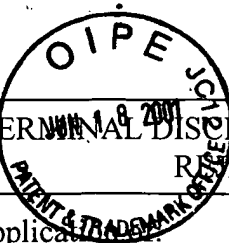
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